

Introduced by Senators Brulte and EscutiaFebruary 18, 2004

An act to add Section 14107.12 to the Welfare and Institutions Code, relating to Medi-Cal.

LEGISLATIVE COUNSEL'S DIGEST

SB 1360, as introduced, Brulte. Rewards for information: health services.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services, pursuant to which medical benefits are provided to public assistance recipients and other low-income persons.

This bill would require the department to pay a reward for information leading to the recovery of not less than \$100 in funds paid under the Medi-Cal program due to an act or omission by a individual or entity from which recovery is sought and that is the basis of a conviction of a violation of certain criminal statutes.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 14107.12 is added to the Welfare and
- 2 Institutions Code, to read:
- 3 14107.12. (a) The department shall, from funds appropriated
- 4 for the purpose, pay a reward to any person who furnishes
- 5 information leading to the recovery of not less than one hundred
- 6 dollars (\$100) of public funds paid for benefits under the Medi-Cal
- 7 program due to an act or omission by a individual or entity from



1 which recovery is sought and that is the basis of a conviction of a
2 violation of any statutory criminal prohibition in this chapter or
3 under Section 368, 487, or 550 of the Penal Code.

4 (b) No reward shall be paid for information under this section
5 unless the information relates to the specific activities of a specific
6 individual or entity, and specifies the time period during which the
7 prohibited activities occurred.

8 (c) No reward shall be paid under this section to a federal, state,
9 or local public employee or any individual contracting with a state
10 or local agency for information discovered by the employee during
11 the course of his or her duties as a federal, state, or local agency
12 employee or pursuant to a contract with that agency.

13 (d) The amount of a reward under this section shall be
14 determined by the department, and shall not exceed 10 percent of
15 the overpayments recovered or one thousand dollars (\$1,000),
16 whichever is less. No reward shall be paid until all recoverable
17 funds have been collected from the individual or entity convicted
18 of a violation of statutory prohibitions listed in subdivision (a).

19 (e) A determination by the department of the eligibility of an
20 individual to receive a reward, the amount and appropriateness of
21 a reward under this section, and the timing of the payment of the
22 reward shall be deemed to be final and shall not be subject to
23 administrative appeal or judicial review.

